

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Arnold KELLER

Application No.: 10/501,090

Filing Date: November 12, 2004

For: SURGICAL INSTRUMENT FOR  
GRINDING THE COTYLOID CAVITY

Examiner: R. R. Shaffer

Group Art Unit: 3775

Confirmation No.: 3052

**INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97 & § 1.98**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.97 and § 1.98, Applicant submits for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of foreign documents and non-patent literature are submitted herewith. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted before the mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.

The documents listed on the attached Form PTO/SB/08a/b were cited in the International Search Report directed to the counterpart international application. Applicant notes to the Examiner that U.S. Patent No. 2,785,673 also cited in the Search Report was previously cited in an Information Disclosure Statement filed April 24, 2009, and accordingly is not submitted herewith.

Applicant would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **246472006900**.

Dated: July 7, 2009

Respectfully submitted,

By Bradley J. Meier  
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